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U.S. DISTRICT COURT

DISTRICT OF NEVADA

NML CAPITAL, LTD.,

Plaintiff,

vs.

THE REPUBLIC OF ARGENTINA,

Defendant.

Case No.: 2:14-cv-00492-RFB-VCF

**NML CAPITAL, LTD.'S AND NON-
PARTY MOSSACK FONSECA &
CO.'S JOINT STIPULATION AND
ORDER EXTENDING TIME FOR
MOSSACK FONSECA TO SUBMIT
FILINGS AND BRIEFING
CHALLENGING LACK OF SERVICE
OF PROCESS AND JURISDICTION**

[FIRST REQUEST]

Plaintiff NML Capital, Ltd. ("NML"), by and through its attorneys of record, Kirk B. Lenhard, Esq. and Nikki L. Baker, Esq. of Brownstein Hyatt Farber Schreck, LLP, and Dennis H. Hranitzky, Esq., of Dechert LLP, and non-party Mossack Fonseca & Co. ("Mossack Fonseca"), by and through its attorneys of record, Frank M. Flansburg III, Esq. and Brian Blankenship, Esq. of Schwartz Flansburg PLLC, hereby agree and stipulate, subject to the Court's approval, as follows:

1. On June 20, 2014, NML caused a subpoena to be served on M.F. Corporate Services (Nevada) Limited ("M.F. Nevada") "as Agent for Mossack Fonseca & Co." (the

1 “Subpoena”). This Subpoena seeks production of documents concerning or relating to more than
2 253 entities and further seeks to depose Mossack Fonseca’s Rule 30 (b)(6) designee;

3 2. Shortly thereafter, NML also subpoenaed Patricia Amunategui, M.F. Nevada’s
4 general manager, in her personal capacity;

5 3. On July 10, 2014, M.F. Nevada and Ms. Amunategui filed a “Motion to Quash
6 Subpoenas and/or for a Protective Order” (the “Motion to Quash”) in which they contested the
7 attempts by NML to effect service over Mossack Fonseca and to depose M.F. Nevada “as Agent
8 for Mossack Fonseca & Co.” (Dkt. 14);

9 4. NML thereafter filed a memorandum in response to the Motion to Quash and a
10 Cross Motion to Compel (Dkt. 59);

11 5. On March 16, 2015, the Court issued an Order granting in part and denying in
12 part the Motion to Quash and NML’s Cross Motion to Compel (the “Order”) (Dkt. 101);

13 6. In the Order, the Court ruled that M.F. Nevada is Mossack Fonseca’s “Agent” and
14 alter ego and, as a result, found that Mossack Fonseca was subject to the Court’s specific and
15 general jurisdiction. (Dkt. 101, pp. 19-22);

16 7. On June 3, 2015, this Court granted Mossack Fonseca’s “Motion to Intervene for
17 the Limited Purpose of Contesting Service of Process and Jurisdiction” (the “Motion to
18 Intervene”) (Dkt. 106);

19 8. In light of NML’s and Mossack Fonseca’s (together, the “Parties”) discussions
20 regarding a potential resolution of this matter, and in order to order to conserve the Parties’ and
21 the Court’s resources, the Parties have agreed to extend any time limitations for Mossack
22 Fonseca to submit filings and briefing challenging service of process and personal jurisdiction up
23 to and including Friday, July 10, 2015;

24 9. Neither the fact nor the substance of this Stipulation shall be deemed as a consent
25 or waiver by Mossack Fonseca to service of process or jurisdiction, or shall be used as a basis to
26

1 grant or deny any relief requested by Mossack Fonseca, as long as Mossack Fonseca complies
2 with the date agreed to herein; and

3 10. The Parties expressly reserve any and all other legal and equitable arguments
4 available to them.

5 DATED this 17th day of June, 2015.

6 **BROWNSTEIN HYATT FARBER**
7 **SCHRECK, LLP**

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16 *Attorneys for NML Capital, Ltd.*

17
18 IT IS SO ORDERED.

19 DATED this 18th day of June, 2015.

By /s/ Frank M. Flansburg, III
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CAM FERENBACH
United States Magistrate Judge

21 Respectfully submitted by:

22
23 **SCHWARTZ FLANSBURG PLLC**

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